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Coalition Of Automobile Retailers, Inc.

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

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NEW JERSEY COALITION OF :
AUTOMOTIVE RETAILERS, : Civil Action No. 3:18-cv-14563
INC., a non-profit New Jersey : (BRM)(TJB)
Corporation, :
: Plaintiff, : **NOTICE OF MOTION FOR**
: : **SUMMARY JUDGMENT**
v. : : Motion Day: January 7, 2019
MAZDA MOTOR OF AMERICA, : : ORAL ARGUMENT REQUESTED
INC., :
: Defendant. :
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PLEASE TAKE NOTICE that on January 7, 2019, the undersigned attorneys for Plaintiff New Jersey Coalition of Automotive Retailers, Inc. ("NJ CAR") shall move before the Honorable Brian R. Martinotti, U.S.D.J., at the United States District Court for the District of New Jersey, Clarkson S. Fisher Building & United States Courthouse, 402 East State Street, Trenton, New Jersey 08608, for an Order granting NJ CAR's motion for summary judgment.

PLEASE TAKE FURTHER NOTICE that, in support of its motion, NJ CAR shall rely upon the enclosed Brief and Statement of Undisputed Material Facts, which are being filed and served herewith.

PLEASE TAKE FURTHER NOTICE that, in support of its motion, NJ CAR shall also rely upon the Declaration of James B. Appleton in Opposition to Mazda's Motion to Dismiss dated November 30, 2018, Declaration of Michael J. Ciasulli in Opposition to Mazda's Motion to Dismiss dated November 30, 2018, and Declaration of Shelly Irwin LoCascio in Opposition to Mazda's Motion to Dismiss dated December 3, 2018, which were previously filed and served on December 3, 2018 (Docket Entry Nos. 12 & 13).

PLEASE TAKE FURTHER NOTICE that the undersigned hereby requests oral argument if written opposition to NJ CAR's motion is timely filed and served, and that a proposed form of Order is submitted herewith.

WILENTZ, GOLDMAN & SPITZER, P.A.
Attorneys for Plaintiff, New Jersey Coalition
of Automobile Retailers, Inc.

By: /s/ MARVIN J. BRAUTH
MARVIN J. BRAUTH

Dated: December 14, 2018